

### **REMARKS/ARGUMENTS**

Claims 1-14 and 19-48 are in the present application, claims 15-18 having been canceled in a prior response.

Claims 1-14 and 19-28 are rejected under 35 USC § 103(a) as being unpatentable over the combination of Jonas et al. '515 and Krafft et al. '981 further in view of Majumdar et al. '655 for the same reasons as set forth in paragraph 5 of the last Office action mailed October 7, 2002.

The Applicant has amended claim 1 to exclude gelatin derivatives from the antistatic layer and to include gelatin in the image-forming layer. The Applicant believes that the amended claim is allowable.


It is well known in the art that gelatin-based emulsion layers are best adhered to antistatic layers that contain gelatin---not taught by Jonas et al. or Krafft et al. Other water soluble binders, e.g. polyvinyl alcohol as disclosed in Krafft et al. do not work well. Majumdar contemplates the use of gelatin, but teaches the need for the gelatin to be modified because of the problems encountered with unmodified gelatin. Applicants teach (*See, Examples*) the use of unmodified gelatin plus a neutral charge conductivity enhancer—not taught by Majumdar. The Applicant has solved the long felt need of having a gelatin-based emulsion layer on an antistatic layer without diminishing conductivity. The Applicant's amended claim is therefore novel and should be allowed.

Claim 8 is rejected under 35 USC § 112, second paragraph, as being indefinite.

Claim 8 has been amended to overcome any indefiniteness. The rejection should now be withdrawn.

In view of the foregoing amendments and remarks, reconsideration of this patent application is respectfully requested. A prompt and favorable action by the Examiner is earnestly solicited. Should the Examiner believe any remaining issues may be resolved via a telephone interview, the Examiner is encouraged to contact Applicants' representative at the number below to discuss such issues.

Respectfully submitted,

  
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